

State of New Mexico
Environmental Improvement Board
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Susana Martinez
Governor

Agenda
Meeting of the
Environmental Improvement Board
April 4, 2011 9:00 a.m.
Room 317, State Capitol Building
490 Old Santa Trail
Santa Fe, New Mexico 87501

The following items are for discussion and possible action:

1. Roll Call
2. How Notice Requirements Were Met
3. Approval of Agenda
4. Approval of meeting minutes, March 15, 2011
5. Presentation by Air Quality Bureau with overview of Bureau programs, responsibility and authority. Time estimate: 20 minutes
6. Request for Hearing: Proposed Revisions to Air Quality Regulations 20.2.77, 20.2.78 and 20.2.82, **EIB 11-04 (R)**. Bill Grantham, NMED/OGC, Mary Uhl, AQB. Time estimate: 15 minutes
7. Presentation by Radiation Control Bureau with overview of Bureau programs, responsibility and authority. Time estimate: 20 minutes
8. Hearing on Proposed Revisions to Radiation Control Regulations, 20.3.3, 20.3.4, 20.3.10 and 20.3.12, **EIB 10-12 (R)**. Jennifer Hower, NMED/OGC, Michael Ortiz, RCB. Time estimate: 1 hour

9. Executive session to discuss pending litigation.
Stephen Vigil, AGO. Time estimate: 30 minutes
- a. City of Farmington, etc. al. v. N.M. Env'tl. Improvement Bd.: COURT OF APPEALS No. 30,897, etc. Appeal of EIB 10-04(R), Cap & Trade.
 - b. N.M. Oil & Gas Ass'n, et al. v. N.M. Env'tl. Improvement Bd.: COURT OF APPEALS No. 30,952, etc. Appeal of EIB 10-09(R), Greenhouse Gas Reporting.
 - c. City of Farmington, et al. v. N.M. Env'tl. Improvement Bd.: COURT OF APPEALS No. 31,015, etc. Appeal of EIB 08-19(R): New Energy Economy.
 - d. Helena Chemical Co. v. N.M. Env't Dep't: COURT OF APPEALS Appeal of EIB 10-02(A); 10-11(A). Air Quality Permit Adjudication
 - e. State (ex rel) Hanosh v. N.M. Env'tl. Improvement Bd.: THIRD JUDICIAL DISTRICT, D-0307-CV-200702708. Clean Car Rules.

10. Other business

11. Board Member Comments and Questions

12. Discussion of Board Meeting Process

13. Next meeting—to be determined

Coming up:

- a. Hearings on **May 2** in **EIB 10-13 (R)**, Solid Waste Regulations re: household pharmaceutical waste; and **EIB 10-14 (R)**, Air Quality Regulations re: PM 2.5.
- b. Hearings on **June 1, 2, 3** in Santa Fe and Farmington in **EIB 11-01 and 11-02 (R)**, Air Quality Regulations re: regional haze.
- c. Hearings on **July 11** in **EIB 11-03 (R)**, Liquid Waste Regulations re: licensure.

14. Adjournment

If you are an individual with a disability who needs a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact Felicia Orth at least ten days prior to the meeting or as soon as possible at 505.827.0339 or felicia.orth@state.nm.us. Public documents, including the agenda and minutes can be provided in various accessible formats. Please contact Felicia Orth if a summary or other type of accessible format is needed.